

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Tenner Murphy, by his Guardian Kay
Murphy; Marrie Bottelson; Dionne
Swanson; and on behalf of others similarly
situated,

Civil File No. 16-cv-2623 (DWF/LIB)

Plaintiffs,

vs.

**STIPULATION FOR DISMISSAL
WITH PREJUDICE**

Jodi Harpstead, in her Capacity as
Commissioner of the Minnesota
Department of Human Services,

Defendant.

WHEREAS, the above-entitled action has been fully compromised and settled,

NOW THEREFORE, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), it is hereby stipulated and agreed, by and between Tenner Murphy, by his guardian Kay Murphy, Marrie Bottelson, and Dionne Swanson, on behalf of members of the Certified Class defined as “[a]ll individuals age 18 and older who are eligible for and have received a disability waiver, live in a licensed Community Residential Setting, and have not been given the choice and opportunity to reside in the most integrated residential setting appropriate to their needs,” and Jodi Harpstead in her official capacity as Commissioner of the Minnesota Department of Human Services (“DHS”), through their respective counsel, that all causes of action and claims, known or unknown, that are, have been, or could have been asserted in Plaintiffs’ First Amended Complaint are dismissed with prejudice. Defendant shall pay to Plaintiffs’ attorneys, in accordance with the terms of the Settlement

Agreement and Release executed by the parties, costs and attorneys' fees in the amount of One Million, One Hundred Thirty-Eight Thousand Dollars and No Cents (\$1,138,000).

SO STIPULATED.

**MID-MINNESOTA LEGAL AID
MINNESOTA DISABILITY
LAW CENTER**

Dated: June 16, 2023

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**ANTHONY OSTLUND
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Dated: June 16, 2023

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Dated: June 20, 2023

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